

GENERAL AND REVENUE SECRETARIAT.

1901-02
191.
(Murnai)

File No. 188

Serial Nos.

Papers Filed.

Month_____

SUBJECT.

*Sanctioning the payment of
of Murnai Stipend due to Mr. Appawal
Advocate Mysore.*

PREVIOUS REFERENCES.

LATER REFERENCES.

1901

*Proceedings of the Chief Commissioner of Mysore, Financial Department,
10th December 1877.*

READ —

Docket No. 130, dated 23rd November 1877, from the Commissioner, Nundydroog Division, submitting for sanction a bill for Rs. 42—7—8, being the arrears of Muzrayi Allowances due to two Stipendiaries, Ali Beg and Syed Hussen, in the Kolar District.

No. 8004—15, DATED BANGALORE, 10TH DECEMBER 1877.

ORDER THEREON.—In the two cases above referred to, the arrears claimed are for long periods of 16 and 105 months, but the Chief Commissioner sanctions the payment of the amount, viz., Rs. 42—7—8 on the understanding that the Deputy Commissioner has satisfied himself that the allowances were confirmed to the individuals concerned, by the Inam Department, and directs that, in future, the Deputy Commissioners should warn all Muzrayi stipendiaries that, if the stipends are left undrawn for more than six months, the payment of the arrears will not be allowed on the mere pretext of illness or other inconvenience and such arrears will, except for very satisfactory reasons, be treated as cancelled.

T. R. A. THUMBOO CHETTY

Asst. Secretary.

To.—The Commissioner of Nundydroog Division with bill.

- „ Commissioners of Ashtagram and Nagar, for information.
- „ Deputy Accountant General.
- „ Deputy Commissioners of Districts.

1877.

GOVERNMENT OF MYSORE.

F I N A N C I A L

THE COMMRS. NUNDYDROOG DIVISION.
„ COMMRS. OF ASHTAGRAM & NAGAR
DIVISIONS.
„ DY. ACCOUNTANT GENERAL.
„ DY. COMMISSIONERS OF DISTRICTS.

Dated December 10th.

Despatched

Received

No. 8004.
15.

Sanctions the arrears of Muzrayi allowances due to two stipendiaries, Ali Beg and Syed Hussen in the Kolar District, and directs that, in future, if the stipends are left undrawn for more than six months, the payment of the arrears will not be allowed.

(General Serial No. 30). 189/ 1885
In 25.
NEWAN OF MIND

From *The Deputy Commissioner*
Yunhu District

To
The Chief Secretary
to the Government of Mysore.

~~Dated~~ 28th May 1891.

Despatched

Received

Enclosures No. 1

General No.

No. 102

Has the honor to submit herewith
an application from Mr. Advocate
Raghava Char of Mysore, praying
that the monthly Muzroi Stipend^y
allowance of Rs. 2-6-8, now payable
at Pawgad, may be transferred
to Mysore, and to recommend that
the transfer may be effected.

2. The application was first forwarded to the Comptroller who has returned it with his docket No. 910 dated the 25th Instant with the remark that the sanction of Government should be obtained to the transfer.

Wm. L. & Co. & Co.

offg. Deputy Commissioner

жал.

$\frac{100}{21}$
 $\frac{3075}{21}$

as requested by him
 to transfer to Mysore Taluk
 2. Adv. Pavagada
 is very far from
 Mysore while the
 applicant now resides,
 it is very inconvenient
 to him to appear and
 receive his allowance
 of Rs. 2-6-8 monthly
 in the Pavagada Taluk

~~Under such circumstances~~
 - ~~stages~~ Govt are
 pleased to accord
 sanction to the trans-
 fer of the payment of
 the Muzrai allowance
 of Mr. Advocate Ra-
 ghavachar, viz.
 Rs. 2-6-8 per mensem
 from the Pavagada to
 the Mysore Taluk.

At
 Under Secy.

To The Dy Commr. Tumkur
 Dist. returning the
 application
 - Dy Commr. Mysore
 - Comptroller for
 G. V. information.

7.

(General Serial No. 30).

189/

From

To The Dy. Commr.

Tumkur Dist.

— Dy. Commr.

Mysore Dist.

Dated

— Comptroller

Despatched

2-7-91.
 3-7-91.

Received

Enclosures No.

General No. 3698-700
 In No. 142

According sanction
 to the transfer of the
 payment of the
 Muzrai allowance
 of Mr. Advocate Ra-
 ghavachar, viz.
 Rs. 2. 6. 8 per mensem
 from the Pavagada
 to the Mysore Taluk.

read

Docket No. 102 dated
28th May/91 from the
By Comr., Tumkur
Dist., forwarding an
application from
Mr. Advocate Ra-
ghavachar of Mysore
praying that his Mu-
srai allowance of
Rs. 2-6-8 per mensem
now payable in the
Pavagada Taluk
of the Tumkur Dist.
may be transferred
to Mysore where he now
resides

No 3698-700
In: 142

Order thereon -

As all the Musrai
allowances are generally
payable in Taluks
the payment of the Mu-
srai allowance of
Mr. Advocate Raghav-
achar cannot be
transferred to the
Mysore Dist. Treasury

Office note.

So far back as 1891,
one Mr advocate Raghava
-Chari, applied to the
Dist Commr. of Tumkur
praying that the monthly
muzzai Stipendiary al-
lowance of Rs 2-6-8
payable to him from
the Pavagada Taluk might
be transferred to Mysore
as the Stipendiary was
permanently residing
at that place. The

Govt. in their Pro: No.

$\frac{3698-700}{21-142}$ of the 3rd

July 1891 sanctioned
the transfer of the

* For life only 3

payment of the allowance
from Pavagada to Mysore
Taluk.

Ever since the
stipendiary, never appeared
to draw his allowance
Recently in July 1901, he
for the first time petitioned
the District Muzrai Officer
Mysore stating that
the Taluk authorities
refused payment of the
arrears & requesting the
disbursement to him of
the arrears of his allowance.

The D^l Muzrai Officer thereupon
called the Taluk Amildar

submit a Bill for the
amount due to the stipendiary.

In submitting the bill for Rs 273-1-4 being the arrears of allowance due to the stipendiary for 9 years & 5 months, the Amildar reports that the name of the stipendiary is not included in the Taluk Baravad. The Dy Commr. however submits the bill for sanction of Govt.

^x Printed copy put up }

=====

The late Chief Commr. No. 8004-15 dated 10th December 1877 directs that the arrears of such allowance left undrawn for more than 6 months, will not be allowed on the mere

11
pretext of illness & other
inconvenience & that
such arrears will, except-
for very satisfactory reasons
be treated as cancelled.

This Department has
re-published the above
order for general information.
on various occasions

= The petitioner
merely wages that
he did not draw his allowance
because he wanted to
draw the amount all
in a lump sum

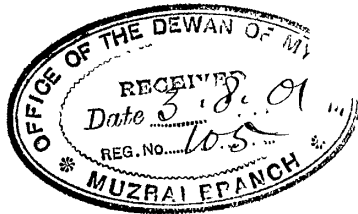
// to the Bureau
Submitted for orders.

h
The amount has referred
to Govt. h
31/3/01

W
(15/8/01)

The standard
month copy
sent
27-XII-01

1901



3/8/01

FROM

The Deputy Commissioner
Mysore Dist.

TO

The Deputy Secretary
Government of Mysore
Muzrai Dist.

Dated

3/7

Despatched

July 1901

Received

1.8.01

General No.

36

No.

Enclosure No. 1 of 6

Mysore Taluk & District
request No 6 dated 23.7.01.

Has the honor to forward
herewith - for sanction a
bill - for Rs 273.1.4, being
the amount of Ready
money allowance in
arrears, from July 1891 to the
end of November 1900, at
Rs 2.6.8. per month, due
to Mr Raghavachari
Advocate as per Govern-
ment Proceedings No 3695-700
of the 2nd July 1901.

of which, together with Mr Baghewachan's application and the Steward order held by him is enclosed - for reference

Erzählung
für die Defunktionskommissionen
im Jahre 1897

Muzrai

Read the following papers —

(1) The late Chief Commr's
Proceedings no 8004-15 dated
10th December 1877, directing
that, if Muzrai stipends
are left undrawn for more
than six months, the
payment of the arrears will
not be allowed, on the
mere pretext of illness
or other inconvenience,
and that such arrears
will, except for very satisfactory
reasons, be treated as
cancelled.

(2) Govt. Pro no 3698-700
Muz 142

dated 2nd July 1891,
according sanction to the
transfer of the payment of
the mizrai allowance of
Mr. Advocate Raghavachar,
viz Rs 2-6-8 per mensem, from
the Paragada to the Mysore
Juluk.

And (3) Docket no 36 dated
31st July 1901, from the
Deputy Commr., Mysore St.,
forwarding for sanction
a bill for Rs 273-1-4, being
the amount of Ready money
allowance in arrears, from
July 1891 to the end of
November 1900, at Rs 2-6-8
per mensem, due to Mr. Raghavachar,
Advocate

No 962-70
MuzF 68-92
D/ 31/12/07
Encl 1/6

Advocate.

Order Hereon: -

So far back as 1891,
Mr. Advocate Raghunath,
applied to the Dy Commr
of the Tankur District,
praying that the monthly
muzai stipendiary allowance
of Rs 2-6-8 payable to him
from the Parvagadu Taluk,
might be transferred to Mysore,
where he was residing. The
Government in their No
no 3698-700 dated ^{2nd} ~~1st~~
Aug 1912
were accordingly pleased
July 1891 sanctioned the
transfer. But it is ob-
- served from the

Vernacular Correspondence now
received from the Dy Commr
of the Mysore District that
ever since the transfer of
the allowance in question
to the Mysore Saluk in 1891

the stipendiary never
appeared to draw his allowance
and that ~~bill was presented~~

in July 1901 i.e. ~~for~~ about
nearly ten years, after

he, for the first time
petitioned the District-Magistrate
Officer of Mysore praying
for the payment of the arrears
of his allowance.

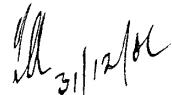
2. In Submitting ^a ~~the~~ bill
for Rs 273-1-4 being the
the said
arrears of allowance due

to the ~~Amildar~~ stipendiary
 for 9 years and 5 months,
 to the Dy. Commr.
 from the 1st July 1891 to the end of November 1900 — the Amildar reported that
 the name of the stipendiary
 had ^{been} not included in the
 Board of the Mysore
 Taluk ^{from the time} ~~since~~ the allowance
 was transferred from the
 Panagada Taluk, by reason
 of the non-appearance of the
 stipendiary to receive
 from time to time,
 payment, ~~But the~~ ^{The} Dy. Commr.
 however, submits the bill
 for sanction of Govt.
 although the amount has
 lapsed to the State, ~~and~~
~~being drawn in time.~~

3 The Chikundiway, in
his petition to the District-Magistrate
Officer, states that he did
not draw the allowance from
time to time, because he wished
to draw ~~hardly~~ ~~undisbursed~~ it
~~undisbursed~~ in a lump sum

4 This reason, the Govt-
thinks, is not ~~satisfactory~~ satisfactory
and they therefore direct
that the standing order
on the subject issued
by the late Chief Commr^r
in. G. No $\frac{8004}{15}$ dated 10th
December 1877, read above,
must be enforced.

5 The Bill is accordingly
returned unsanctioned

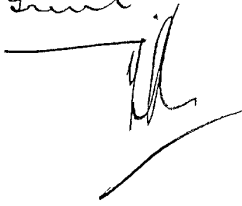
(Devon's order) 
hs Deputy-Secretary

To

The Dy Commr Mysore Dt.,
returning the enclosures.

The Dy Commrs of other Dts
and the Police Controller
for information

Sint.

A handwritten signature, possibly 'J. H.', followed by a long, sweeping horizontal flourish.

21.5

Proceedings of the Government of Mysore, Muzrai, dated 31st December 1901.

READ THE FOLLOWING PAPERS—

(1) The late Chief Commissioner's Proceedings No. 8004-15, dated 10th December 1877, directing that, if Muzrai stipends are left undrawn for more than six months, the payment of the arrears will not be allowed on the mere pretext of illness or other inconvenience, and that such arrears will, except for very satisfactory reasons, be treated as cancelled.

(2) Government Proceedings No. 3698-700—Muz. F. 142, dated 2nd July 1891, according sanction to the transfer of the payment of the Muzrai allowance of Mr. Advocate Raghavachar, viz., Rs. 2-6-8 per mensem from the Pavagada to the Mysore Taluk.

(3) Docket No. 36, dated 31st July 1901, from the Deputy Commissioner, Mysore District, forwarding for sanction a bill for Rs. 273-1-4, being the amount of Ready Money allowance in arrears from July 1891 to the end of November 1900, at Rs. 2-6-8 per mensem, due to Mr. Raghavachar, Advocate.

No. 962-70, DATED BANGALORE, 31ST DECEMBER 1901.

ORDER THEREON.—So far back as 1891, Mr. Advocate Raghavachar applied to the Deputy Commissioner of the Tumkur District, praying that the monthly Muzrai stipendiary allowance of Rs. 2-6-8, payable to him from the Pavagada Taluk, might be transferred to Mysore, where he was residing. The Government in their Proceedings No. 3698-700—Muz. F. 142, dated 2nd July 1891, were accordingly pleased to sanction the transfer. But it is observed from the vernacular correspondence now received from the Deputy Commissioner of the Mysore District, that, ever since the transfer of the allowance in question to the Mysore Taluk in 1891, the stipendiary never appeared to draw his allowance; and that in July 1901, *i. e.*, nearly 10 years after, he, for the first time, petitioned the District Muzrai Officer of Mysore, praying for the payment of the arrears of his allowance.

2. In submitting a bill for Rs. 273-1-4, being the arrears of the said allowance due to the stipendiary for 9 years and 5 months, from the 1st July 1891, to the end of November 1900, the Amildar reported to the Deputy Commissioner that the name of the stipendiary had not been included in the Baraward of the Mysore Taluk, from the time the allowance was transferred from the Pavagada Taluk, by reason of the non-appearance of the stipendiary to receive payment from time to time. The Deputy Commissioner, however, submits the bill for sanction of Government, although the amount has lapsed to the State.

3. The stipendiary in his petition to the District Muzrai Officer, states that he did not draw the allowance from time to time, because he wished to draw it *in a lump sum*.

4. This reason, the Government think is not satisfactory and they therefore direct that the Standing Order on the subject issued by the late Chief Commissioner in Proceedings No. 8004-15, dated 10th December 1877 read above, must be enforced.

5. The bill is accordingly returned, unsanctioned.


Deputy Secy., Muzrai Dept.

To—The Deputy Commissioner, Mysore District, returning the enclosures,
The Deputy Commissioners of other Districts, for information.
The Palace Controller, Mysore, for information.

Exd.—J.T.R.

1901-1902

GOVERNMENT OF MYSORE

MUZRAI

PROCEEDINGS

Dated 31st December 1901

No. 962-70

Declining, for reasons stated, to sanction the payment of the arrears of Muzrai Ready Money allowance due to Muzrai Stipendiary Mr. Raghavachar, Advocate.

Submitted

With reference to the
Dewan's orders dated
23rd March 1902, recorded
on Mr. Raghunathan's
application no 851, I do
to say that he saw the
Deputy on the 9th
May 1902 and argued
as follows in support
of his claim:—

Firstly:— That the
proceedings of the Chief
Commissioner cited in
the Govt order disallowing
his claim did not
appear to have been published

in the Gazette, nor had
it been sanctioned by
the Supreme Government
to have the force of Law

And secondly:-

That on a previous
occasion he drew a large
amount of allowance without
any difficulty, the payment
of which has been recorded
on the shipped order.

In these circumstances
he begged the payment
of arrears this time

Submitted

Rs

11/7/02

Subd to the Bwana

Under these circumstances
I think the arrears may be
sanctioned as a special case
and charged to Marapai
Savings.

11/7/02

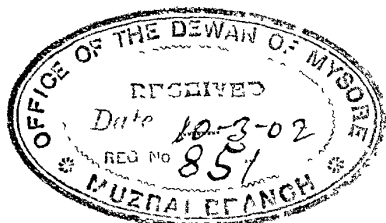
LD 11.7.02
5641

5914
all right - a
warn him
this is the la
concession.
weight case
allotted to him
that the ~~last~~ CC did not
of the late CC did not
receive the sanction of
the Supreme Govt
14-VII-02

15/7

Transferred to Shri
Department
27.2.02

1.3.02



in order

to the Dewan
Submitted for orders
with previous references.

Rs 22/3/02
Refuse prayer for
a re-consideration
of the order passed
in Govt No 962-70
d: 31/Dec/1901.

7.3.02 4371
3938 You hear Mr
Rasnarayan
Sundariadd
note under
29.11.02

Recd
21.11.02
by

4/4/02
[Signature]

1902

No. 2490
Name of Petitioner V Kaghavarachar
Village Adio cate
Taluk Hysore
District
Date of Arzi
Date of Receipt 24-2-02
Date of Disposal
No. of Enclosure

ABSTRACT

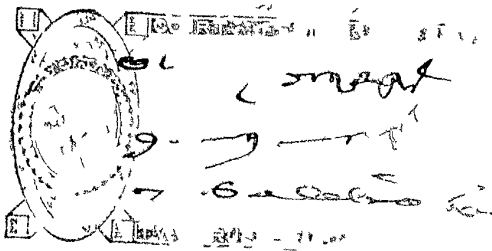
Prayer for review of Govt.
order granted totum con
cessing the payment of
[illegible] 2473-74
Arzi due to him from
1st July 1891 to the end of
November 1900, on the
following grounds
(1) That the Chief Commissioner's
proceedings do not absolutely
forfeit the allowance
(2) That the same does not
appear to have been published
in the Govt Gazette, nor
has it been sanctioned
by the Supreme Govt.
(3) That if the petition is

had known that the said
piece of land was ~~not~~ existing,
he would not have allowed
his stipend to fall into arrears

4) That the Inam settlement
Lays down no conditions
regarding the time for the
drawing of the stipend

H.B.
26/2

Ry 24-2



24988
24-2-1902

2490 To

Two Rupees Stamp affixed

The Dewan to Her Highness the Maharani

10-3-02
851

Report of Mysore

The humble petition of V. Raghavachari Solovate
Residing in Mysore, Respectfully sheweth

- I That the petitioner is a Muzzeroy Stipendiary
drawing a monthly allowance of Rs 2-6-8. Originally
he drew this from pawayada Talook in Mysore. He
was transferred to Mysore Talook in 91
- II That the petitioner applied about 7 months
ago for the payment of the allowance in arrears
R. 273-1-4 due to him from 1st July 1891 to the
end of November 1900 and the Deputy Commr of
Mysore sent up a bill for this amount for the
Sanction of the Govt. but this has not been sanctioned
by the Govt. The Deputy Commr has returned to
the petitioner his Stipendiary order and also
has served him a Copy of the Govt Proceedings
No 3698-700 about twenty days ago.
- III That from the proceedings the petitioner has
for the 1st time that there is the Commr's
proceedings under which a Muzzeroy Stipendiary
who allows his Stipend, to fall into arrears for
more than 6 years incurs the risk of its being
withheld for his negligence.
- IV That with reference to this proceeding of the
Chief Commr the petitioner humbly begs to
Submit

- (a) That it does not a... any permit the allowance and resort a discretion for Govt.
- (b) that it does not appear to have been published in the Govt Gazette nor has it been sanctioned by the Supreme Govt. to ~~become~~ have the force of law.
- (c) that as it is only a Govt proceeding. that the maxim of the law ^{that} "a person is presumed to know the law" does apply to it.

V That if the petitioner had known that there is the Chief Comr proceedings he would not have allowed his stipend to fall into arrears as he could have very easily drawn it ~~out~~ from the bags or Treasury. That he was not aware of its existence is also strengthened by the circumstances that on a previous ~~occasion~~ he has drawn a large arrears of allowance without any difficulty and this payment has been endorsed on the back of his stipendary certificate.

VI That the petitioner further humbly begs to think that as the Government lays down conditions regarding the time for the drawing of the stipends and the payment is promised to the stipendiary so long as he is loyal to the State, the Chief Comr proceedings does not appear this promise in any way.

The petitioner humbly prays that the Govt may be pleased to apply considering the circumstances now brought to its kind consideration to review the petitioner's case and order the payment of the arrears due to the petitioner. For which Act of of him duty the petitioner shall, as in duty bound ever feel gratified.

Your most obedient
servant
V. Raghavachari
Advocate

Dated

th February 1912

Mysore

Note. A Copy of the Stipendiary order is herewith submitted. The Original if necessary will be produced.

name of Sependi'ary Kerkatapurra Raghavachar son of
Greenirsachar

[illegible]

20

The Deputy Commissioner of the Firehouse District

Sir. Until further notice and on the reference of Rs 100/- the
be pleased to pay to Kankalapuram Raja Rs 2-6-8 being the
conductor of parvada the sum of Rs 2-6-8 being the sum
ready money allowance as Smazay Raji stipend.

Note - 1 is printed at the foot

26

Office of The Secretary of Insurance

Bangalore 4th December 1890

$$\mathbb{R}^2 \times \mathbb{R}^2 \subset$$

$c^{\frac{1}{2}} d^{\frac{1}{2}} e$ - $c \sqrt{d} e$

to see if it is possible.

Every payment. to be recorded below by the Disbursing
Officer

[illegible]

Endorsement.

No 1667.
Dy 26.4.02

With reference
to his Review Petition
No. $\frac{2490}{857}$ of 24th February
1902, praying for a
re-consideration of
the orders passed in
regard to the arrears of
of Muzrai Ready money
allowance due to him,
Mr. Raghavachar, Advocate
is informed that he
~~should~~ will be heard
by the undersigned when
~~next he will be a~~
Chysoe, when he goes there
next

Dewan's order

By order

By Secy to Govt
Muzrai Deptt

No 142-3

of 18/7/02

& 144

Muzrai

Read again:—

Govt. Pro: no. 962-70
of 21st Decr. 1901, declining
for reasons stated, to
sanction the payment of
the arrears of Muzrai
Ready money allowance
due to Advocate Mr.
Raghavachar a Muzrai
stipendiary of the Mysore Taluk.

And,

Review petition no. 881
of 10th March 1902, from
Mr. Raghavachar, praying
for a re-consideration of the
orders passed in the Govt.
order of the 21st Decr. 1901

payment to

as viz

Order thereon no.

In his Review

Petitioner, Mr. Raghavachari ^{three} ~~two~~ points in ~~argues that the Proceedings~~

of the late Chief Commr.
cited in the Govt. order
read above, disallowing
his claim to the arrears
of muzrai allowance, was
not published in the Mysore
Gazette, neither had it been
sanctioned by the Supreme
Govt. to have the force of law. ~~and he also states~~

support of his
present claim for
the arrears of ^{the} stipend
amount :-

Firstly :- That the
Proceedings,

~~he argues that~~ on a
previous occasion he drew

Secondly)

~~large arrears of allowance~~ in a lump sum.

~~the Govt. may be pleased
to sanction the payment
of the arrears of Rs 273-1-4
in question.~~

And thirdly :-

That he was unaware
of the existence of
such an
~~order~~ order disallowing
the payment of the arrears

2. ~~Under these circumstances, if left undrawn for
the arrears amounting~~ more than 6 months

No weight can be attached to the petitioners' the stipendiary for 9 years first argument that and 5 months from the order of the late Chief Commr did not have 1900 is sanctioned receive the sanction of a special case the Supreme Court. But charge being debited taking into consideration the savings of the of the current off year. a other two points set forth in the Review Petn, Raghuvaran should however, the Govt are pleased to be warned that no such consideration will be given to heavy on the Govt. that this is the strain to him. reconsider their order but concession is not weight can be attached to the argument that the order of the late Chief Commr did not receive the sanction of the Supreme Court.

of the arrears viz Rs 273-1-4) due to the late Mr. Raghuvaran for 9 years & 5 months from the 1st July 1901. The Dy Commr. My sore & Compt. My sore &

Dewan's order
 for Dy Secy
 Murz: Dep'tt
 P.T.O. Rs

18⁰/₂ 1/44

Endorsement

In reply to his Review
petn. no. 887 of 10th March 1902,
praying for re-consideration
of the orders of Govt., declining
to sanction the payment
to him of the arrears of Muzrai
Reader's money allowance,
Mr. Raghavachar, Advocate,
is informed that ~~under the~~
~~circumstances set forth in~~
~~this petition~~, the Govt. ~~have~~ are
pleased to sanction, as
a ~~sp. case~~ ^{the payment of} the arrears of
Rs 273-1-4 ~~payable~~ ^{due} to him from the 1st July 1891 to the
end of November 1901
Mr. Raghavachar is however
warned that ~~this is the last~~
~~concession~~ - no weight can
be attached ^{to} ~~his argument~~ to that portion of his
that the order of the C.A. Chief
Compt. did not receive the
sanction of the Supreme Sp. C.

By order

Sgt.

16. 7. 02

for

for Dy Secy
— 11/11/02

